

December 11, 2014

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 15

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 22M-4 (2014)
NFTA: "17A Report and Capital Expenditure Reports for Second Quarter Ending March, 2015"
(6-0)
 - b. COMM. 22M-5 (2014)
NFTA: "September 18, 2014 Board Minutes"
(6-0)
 - c. COMM. 25E-13 (2014)
RATH & DEPARTMENT OF PUBLIC WORKS: "Updated Letter Regarding Hopkins Road Stabilization & Reconstruction, Town of Amherst"
(6-0)
 - d. COMM. 25M-3 (2014)
SUPERVISOR, TOWN OF AMHERST: "Letter Regarding Needed Repair of Maple Road, Town of Amherst"
(6-0)
 - e. COMM. 25M-4 (2014)
BOARD OF SUPERVISORS, FULTON COUNTY: "Resolution Supporting Repeal of the NYS 'Scaffold Law'"
(6-0)
2. COMM. 25E-8 (2014)
COUNTY EXECUTIVE AS AMENDED
WHEREAS, several months ago construction contracts were authorized by your Honorable Body for Old County Hall-Exterior Waterproofing and Improvements; and

WHEREAS, during the Old County Hall Exterior Renovations funds were eliminated for the restoration of the main entrance stairs and platform, and the retaining walls on the north and south sides of the building; and

WHEREAS, unforeseen conditions require structural and building repairs at the clock tower; and

WHEREAS, funds have now become available to restore and waterproof the main entrance stairs and platform to the historic building; and

WHEREAS, your honorable body has previously authorized the County Executive to enter into a general Architectural Engineering services agreement with the firm of Lauer- Manguso & Associates for providing professional design and construction document services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of Lauer-Manguso & Associates for providing design and construction document services for the Old County Hall-2015-Landscape Improvements project around the exterior of Old County Hall.

WHEREAS, the construction contingency must be increased to fund the additional work.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to increase the current construction contingency fund by \$275,000.00; and be it further

RESOLVED, that the deduct change orders will result in these funds being returned to the contingency fund; and be it further

RESOLVED, that Contract Amendments will be negotiated and issued to the previously approved contractors on site to complete the restoration and waterproofing of the main entrance stair and platform, retaining walls and miscellaneous building repairs; and be it further

RESOLVED, that the County Executive be authorized to execute an Agreement Amendment with the firm of Lauer-Manguso & Associates for providing design and construction document services for the Old County Hall- 2015- Landscape Improvements project for an amount not to exceed \$30,000.00, including reimbursables.

RESOLVED, that the Comptroller's office be authorized to make payment for all the above from SAP Project:

A.14003-2014 - Countywide Code Compliance & Environmental	\$ 30,000.00
A.11004 - Roof Replacement & Exterior Waterproofing	\$187,438.07
A.00260 - Sidewalk Restoration	\$ 87,561.93
For a Total Amount Not To Exceed	\$305,000.00

; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

(6-0)

3. COMM. 25E-9 (2014)
COUNTY EXECUTIVE

WHEREAS, the existing roof system at Erie County Community College North Campus Bretschger Hall is 30 plus years old and is leaking, causing damage to the building interior spaces and systems; and

WHEREAS, the Erie County Department of Public Works received bids for the Erie Community College North Campus Bretschger Hall Roof Replacement on May 1, 2014; and

WHEREAS, the Erie County Legislature previously authorized contracts for Erie Community College North Campus 2014 Bretschger Hall Roof Replacement; and

WHEREAS, not all Alternates were accepted in awarding the above noted contract due to insufficient funds; and

WHEREAS, additional funds are now available to accept Alternates No. 1 and No. 2 for replacement of 100 and 200 hundred wings at Bretschger Hall; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to Weaver Metal and Roofing, Inc to accept alternate bids No. 1 and No. 2 for the Erie Community College North Campus 2014 Bretschger Hall Roof Replacement.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to accept add alternate bids No. 1 and No. 2 and execute a Contract Amendment to Weaver Metal and Roofing, Inc.'s contract now that the 2014 bond fund proceeds are available, as follows:

Add 100 Wing	Alternate No. 1 Bid:	\$ 622,000.00
Add 200 Wing	Alternate No. 2 Bid:	<u>\$ 513,000.00</u>
	Total not to exceed	\$1,135,000.00

;and be it further

RESOLVED, that the sum of \$115,000.00 be allocated to the Construction Contingency Fund with authorization for the County Executive, to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Accounts as follows:

E.11003	2011	Erie Community College – Roofs College Wide (Countywide)	\$ 36,940.44
E.14002	2014	ECC Roofs North Campus Amherst	<u>\$1,213,059.56</u>
		For a Total Amount Not To Exceed	\$1,250,000.00

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

(6-0)

4. COMM. 25E-10 (2014)
COUNTY EXECUTIVE

WHEREAS, the Legislature has approved the Buffalo Bills/Erie County Stadium Lease; and

WHEREAS, the Lease agreement provides for an annual Capital Improvement Allowance (CIA maintenance projects) which are to be managed by the Lease Construction Management Group (LCMG); and

WHEREAS, this group consists of representatives from the Buffalo Bills, State and County; and

WHEREAS, the Buffalo Bills have requested that since the Capital Improvement Allowance projects are jointly funded, instead of totally funded by the County, the CIA project contracts should now be authorized and approved by the Lease Construction Management Group; and

WHEREAS, the year two annual Capital Improvement Allowance for 2014 is approximately \$4.7 million dollars which increases each year by an inflation factor.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Public Works is hereby authorized to select contractors or consultants and issue the subject maintenance contracts by the following procedure:

1. Receive formal or informal bids to determine the lowest responsible bidder and receive consultant proposals to determine the most suitable one for the job.
2. If bidding the maintenance work or receiving consultant proposals is not viable because of emergencies or economic reasons; a contractor or consultant will be selected and the terms and conditions of the contract will be negotiated by the Commissioner.
3. The Commissioner will submit the proposed contracts to the Lease Construction Management Group (LCMG) for approval. If an emergency or an economic situation is involved, the Commissioner will also submit a written report to the LCMG detailing the necessity for immediate action.
4. The County Executive will issue contracts or change orders to contractors or consultants designated by the Commissioner of Public Works and approved by the LCMG.

; and be it further

RESOLVED, that the total amount of all of the subject CIA maintenance contracts shall not exceed the total of all annual Capital Improvement Allowances provided for by the Lease, and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller and the Buffalo Bills.
(6-0)

5. COMM. 25E-11 (2014)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Buffalo Bills have requested that the County proceed with the 2015 Capital Improvement Allowance Projects as required by the Lease Agreement between the Buffalo Bills, Erie County Stadium Corporation and Erie County; and

WHEREAS, your honorable body has previously authorized the County Executive to enter in a General Architectural/Engineering services agreement with the firm of DiDonato Associates for providing professional design and construction document services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of DiDonato Associates for providing design and construction document services for the Ralph Wilson Stadium-2015-Annual Capital Improvement Allowance projects; and

WHEREAS, New York State Electric and Gas is offering a rebate to the County for installing new LED energy efficient lighting in the Field House; and

WHEREAS, the County Executive is requesting that the Field House Lighting Improvements Project Construction Contingency be increased so additional lighting can be installed to increase the light levels over the field area.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute an Agreement Amendment with the firm of DiDonato Associates for providing design and construction services for the Ralph Wilson Stadium-2015-Capital Improvement Allowance projects for an amount not to exceed \$456,000.00, including reimbursable and design contingency; and be it further

RESOLVED, that the Construction Contingency for the RWS-2014-Field House Lighting Improvements Project be increased by \$150,000.00 from \$75,000.00 to \$225,000; and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the County Executive be authorized to accept the NYSEG rebate for an amount not to exceed \$150,000.00; and be it further

RESOLVED, that the appropriations revenue be increased in Business Area 122, Fund 110, SAP Project Account A.14001 for an amount not to exceed the NYSEG rebate; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project accounts as follows:

A.12001	2012-Rehabilitation of RWS	\$104,763.15
A.13001	2013-Rehabilitation of RWS	\$335,457.02
A.14001	2014-Rehabilitation of RWS	\$165,779.83

For a total amount not to exceed \$606,000.00

; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.
(6-0)

6. COMM. 25E-12 (2014)

